



DT06 Rec'd PCT/PTO 15 AUG 2002

PATENT APPLICATION

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

KELLER

Serial No.: 10/069,850

Filed: February 28, 2002

Confirmation No.: 5228

Atty. File No.: 50029-00002

For: "METHOD FOR EFFECTING THE
PREVENTIVE AND OR CURRENT
DISPLAY OF TRANSMISSION
COSTS DURING THE
TRANSMISSION OF INTERNET
AND ONLINE DATA"

) Group Art Unit:

) Examiner: Not Yet Assigned

) RESPONSE TO NOTIFICATION OF
) MISSING REQUIREMENTS

<p>CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231 ON <u>8/8/02</u></p> <p>BY: <u>Marsh Fischmann & BreYfogle, LLP</u></p>
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Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notification of Missing Requirements having a mailing date of July 29, 2002, please be advised that an English translation of the above-referenced patent application was forwarded to the U.S. Patent and Trademark Office on April 22, 2002. Enclosed please find a copy of the documents as filed along with a copy of the return postcard duly stamped by the U.S. Patent and Traemark Office and the Express Mail receipt duly stamped by the U.S. Postal Service.

Respectfully submitted,

RECEIVED

DEC 10 2002

GROUP 3600

Date: 8/8/02

MARSH FISCHMANN & BREYFOGLE LLP

By: Kenneth J. Johnson, Esq.

Registration No. 36,834

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TRANSMITTAL LETTER TO THE UNITED STATES

DESIGNATED/ELECTED OFFICE (DO/EO/US)

CONCERNING A FILING UNDER 35 U.S.C. 371

PCT/PTO 15 AUG 2002

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

10/069,850

INTERNATIONAL APPLICATION NO.

PCT/DE00/02969

INTERNATIONAL FILING DATE

30/08/2000

PRIORITY DATE CLAIMED

31/08/1999

TITLE OF INVENTION

METHOD FOR EFFECTING THE PREVENTIVE AND/OR CURRENT DISPLAY OF TRANSMISSION COSTS DURING THE TRANSMISSION OF INTERNET AND ONLINE DATA

APPLICANT(S) FOR DO/EO/US

KELLER, Walter

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A copy of the International Search Report (PCT/ISA/210).

Items 13 to 20 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☐ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
20. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
22. ☒ Certificate of Mailing by Express Mail
23. ☒ Other items or information:

Certied Copy of German Patent Application No. 19941461.0 filed August 31, 1999
Return postcard

10/069,850

PCT/DE00/02969

50029-00002

24. The following fees are submitted:

CALCULATIONS PTO USE ONLY

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :

- ☐ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1040.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$890.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$740.00
- ☐ International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$710.00
- ☒ International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

\$0.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

\$0.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	9 - 20 =	0	x \$18.00
Independent claims	1 - 3 =	0	x \$84.00
Multiple Dependent Claims (check if applicable).			<input type="checkbox"/>

\$0.00

\$0.00

\$0.00

TOTAL OF ABOVE CALCULATIONS =

\$0.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.

\$0.00

SUBTOTAL =

\$0.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).

\$0.00

TOTAL NATIONAL FEE =

\$0.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).

\$0.00

TOTAL FEES ENCLOSED =

\$0.00

Amount to be:	\$
refunded	
charged	\$

- a. ☐ A check in the amount of _____ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1419. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Kenneth J. Johnson, Esq.
Marsh Fischmann & Breyfogle LLP
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Aurora, Colorado 80014
(303) 338-0997

SIGNATURE

Kenneth J. Johnson

NAME

36,834

REGISTRATION NUMBER

April 22, 2002

DATE

PCT Application No. PCT/DE00/02969 -

Int'l Filing Date: 30 August 2000

Attorney Reference No.: 50029-00002

Documents Submitted: Transmittal Letter to U.S. Designated/Elected Office; English
Translation of International Application; Certified Copy of
German Patent No. 19941461.0

"EXPRESS MAIL" MAILING LABEL NO.: EL912458036US

DATE OF DEPOSIT: April 22, 2002

I HEREBY CERTIFY THAT THE ATTACHED DOCUMENT AND/OR
FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE
UNDER 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE AND IS
ADDRESSED TO THE COMMISSIONER OF PATENTS AND
TRADEMARKS, WASHINGTON, D.C. 20231, BOX, PCT.

TYPED OR PRINTED NAME: Valerie Perry

SIGNATURE: Valerie Perry